GPN-J-332-ARHCB-8_94-13,10,500-ALA4.
SPL.H.C.A.S.C.D. 79e.

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE.
CRIMINAL WRIT PETITION NO. 1410 OF 2005

P.M.Kankar ...Petitioner
versus

Ramesh Balkrishna Karkhanis ...Respondent.

Office Notes, Office Memorada orders or directions and Registrar‘s orders.

Court‘s or Judge‘s Orders.

Shri Bapat Sr. counsel with
Ahilesh Singh for the petitioner.
Shri R.S.Khadapkar App for State

CORAM; V.G. PALSHIKAR, J.

DTAED; 20TH JUNE, 2005.

P.C.

1. By this petition, the petitioner seeks quashing of the complaint under sec. 409 IPC. The only order passed by the learned Magistrate so far is directing the complainant to file proper charge. It is therefore open for the petitioner to apply before the trial Judge for being discharged under the relevant provisions of Cr.P.C. It is an established law of this court that in very rear cases this

court may exercise its right to quash the proceedings under Article 227 or under sec. 482 of Cr.P.C. Keeping in view that settled position in law, reserving the right to apply for discharge to the petitioner, this petition under sec. 482 is dismissed.

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